

SANTA FE COUNTY

Resolution No. 2006-2

A RESOLUTION AUTHORIZING 75% PICK UP OF BARGAINING UNIT MEMBER CONTRIBUTIONS UNDER MUNICIPAL FIRE MEMBER COVERAGE PLAN 5

WHEREAS, the Public Employees Retirement Act, NMSA 1978, § 10-11-1, et seq., establishes (i) the Public Employees Retirement Association ("PERA") and (ii) authorizes Municipal Fire Member Coverage Plan 5 (NMSA 1978, § 10-11-110 through § 10-11-115) for an affiliated public employer's municipal fire members, defined in NMSA 1978, § 10-11-2(M)(4) (2005); and

WHEREAS, the County of Santa Fe ("County") is an affiliated public employer, within the meaning of NMSA 1978, § 10-11-2(B); and

WHEREAS, NMSA 1978, Section 10-11-110 (1989) requires that Municipal Fire Member Coverage Plan 5 must be adopted by the affirmative vote of the majority of the affiliated public employer's municipal fire members; and

WHEREAS, the Board of County Commissioners of the County of Santa Fe ("BCC") has, by resolution, authorized the required election concerning the adoption of Municipal Fire Member Coverage Plan 5, which is to be held on March 10, 2006; and

WHEREAS, NMSA 1978, § 10-11-5 (1999) allows the governing body of an affiliated public employer to elect, by irrevocable resolution, for the affiliated public employer to be responsible for making contributions of up to seventy-five percent of its employees' member contributions to PERA; and

WHEREAS, the County is party to that certain Agreement Between the County of Santa Fe, New Mexico, and the Santa Fe County Firefighters Association, I.A.F.F. Local 4366 ("Collective Bargaining Agreement"), approved by the BCC on November 29, 2005; and

WHEREAS, the Collective Bargaining Agreement covers all bargaining unit members, defined as all regular nonprobationary employees of the County Fire Department within the following job classifications: Firefighter/Lieutenants, Firefighter/Paramedics, Firefighter/EMTs, and Fire Protection Specialists; and

WHEREAS, pursuant to the Collective Bargaining Agreement, the County agreed to be responsible for seventy-five percent (75%) of eligible bargaining unit members' member contributions to PERA under Municipal Fire Member Coverage Plan 5.

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NOW, THEREFORE, the BCC hereby irrevocably resolves to be responsible for making contributions to PERA of seventy-five percent (75%) of the member contributions under Municipal Fire Member Coverage Plan 5 of all County municipal fire members within the following job classifications:

- Firefighter/Lieutenants;
- Firefighter/Paramedics;
- Firefighter/EMTs; and
- Fire Protection Specialists.

NOW, THEREFORE, the BCC hereby further resolves that the County's obligations under this Resolution are contingent upon Municipal Fire Member Coverage Plan 5 being duly adopted by the affirmative vote of the majority of the County's municipal fire members at the March 10, 2006 election.

PASSED, APPROVED, AND ADOPTED this 10th day of January 2006.

BOARD OF COUNTY COMMISSIONERS

Michael D. Anaya
Michael D. Anaya, Chairperson

Valerie Espinoza
Valerie Espinoza
County Clerk



APPROVED AS TO FORM:

Stephen C. Ross
Stephen C. Ross
County Attorney

COUNTY OF SANTA FE) BCC RESOLUTIONS
STATE OF NEW MEXICO) ss PAGES: 2

I Hereby Certify That This Instrument Was Filed for Record On The 12TH Day Of January, A.D., 2006 at 16:19 And Was Duly Recorded as Instrument # 1415735 Of The Records Of Santa Fe County

Valerie Espinoza Witness My Hand And Seal Of Office
Deputy Valerie Espinoza
County Clerk, Santa Fe, NM

SFC CLERK RECORDED 01/12/2006